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May 13, 2014

VIA EMAIL AND ECF FILING

The Honorable Katherine Polk Failla
United States District Court
Southern District of New York
40 Foley Square, Room 2103
New York, NY 10007

Re: Agrera Investments Ltd. v. Vladimir Palant et al.
13 Civ. 8721 (KPF) (JCF)

Dear Judge Failla:

We represent Petitioner Agrera Investments Limited ("Agrera") in the above-captioned matter before the Court. We write with regard to Agrera's pending Motion for Summary Judgment Entering Judgment On An Arbitration Award and Enforcing the Award against respondents/defendants Vladimir Palant, the Severinvoskiy Family Trust, Boris Pokrass, and Alex Zdanov ("Respondents"). (*See* Doc. #12).

On December 9, 2013, Agrera filed the Petition to Confirm Arbitral Award and Enter Judgment for the Petitioner (the "Petition"). (Doc. #1). Pursuant to Federal Rule of Civil Procedure ("Rule") 12(a)(1)(A)(i), made applicable to this proceeding to confirm an arbitral award under 9 U.S.C. § 207 by Rule 81(a)(6)(B), Respondents were required to respond to the Petition within 21 days of service of the summons and Petition (by January 2, 2014 for the Severinvoskiy Family Trust, by January 7, 2014 for Vladimir Palant, by January 8, 2014 for Alex Zdanov, and by January 29, 2014 for Boris Pokrass). Following the filing of the Petition,

Honorable Katherine Polk Failla, p. 2

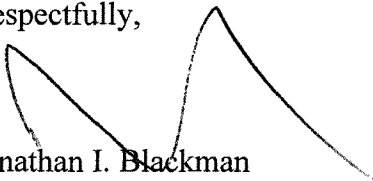
Respondents failed to either answer or otherwise plead to the Petition, or to enter any appearance in this action.

Petitioner thereafter moved for summary judgment on the Petition on March 3, 2014. (*See* Doc. #12, Memorandum of Law in Support of Motion for Summary Judgment Entering Judgment on an Arbitration Award and Enforcing the Award (“Motion for Summary Judgment”). According to the briefing schedule set by the Court, Respondents were required to file their opposition papers, if any, by April 7, 2014, and Petitioner could file a reply, if necessary, by May 12, 2014. (*See* Doc. #9). None of the Respondents have filed an opposition or otherwise responded to the Motion for Summary Judgment.

Petitioner therefore is entitled to summary judgment on the Petition in its favor because it has “met its burden of demonstrating that no material issue of fact remains for trial.” *See D.H. Blair & Co., Inc. v. Gottdiener*, 462 F.3d 95, 110 (2d Cir. 2006). The facts described in Petitioner’s Summary Judgment Motion as set forth in its Local Rule 56.1 Statement are undisputed. (*See* Doc. #13).

Accordingly, we respectfully request that the Court grant Petitioner’s Motion for Summary Judgment and order the relief requested therein.

Respectfully,



Jonathan I. Blackman